

1900-026  
Lee Co.

Chancery Causes: O. C. Lee vs. G. C. Gilmer

CA-Debt  
T-Property



To the Hon. W. T. Miller, Judge of the Circuit of Lee county:

Humbly complaining your orator, O. C. Lee, would respectfully represent that ~~at~~ at the November term of your Honor's court he obtained a judgment against G. C. Gilmer, for the sum of \$83.93, with the costs of \$7.98. This debt bore interest from the 19th day of December, 1881, till paid, and is subject to the following credits: \$30.00 Oct. 28, 1887,

\$18.00 May 12, 1888; \$10.00 March 21, 1889; \$20.00 Sept. 3rd, 1889, which judgment except as set out above is unpaid. A copy of which is herewith

Now your orator is advised that whereas his said judgment is properly recorded and docketed in the Judgment Lien Docket of the Clerk's office of the County court of Lee county, which docketing, was done on the day of 189, and was properly indexed, that it is a lien against the lands of the said Gilmer. The prayer of your orator<sup>t</sup> therefore<sup>o</sup> is that there be a commissioner appointed to ascertain the lands owned by the said Gilmer that are subject to this judgment, where they are situated, &c. That an account be taken of the judgment liens

against the <sup>said</sup> lands, their priorities, to whom due, &c. and that your orators <sup>said</sup> judgment lien be enforced against said lands, and the same sold to pay his

Your orator therefore prays that said G. C. Gilmer be made a party defendant to this bill and that he be required to answer the same but he need not do so under oath.

And your orator will ever pray, &c.

Orr, Blankenship & Ewing,

P. Q.



Plffs Costs

C	3.86
Tax	1.50
Shff	1.70
attly	15.00
Comr	4.50
Estimate	5.00
	<hr/>
	\$31.56

---

O. C. Lee

v. } Bill.

G. C. Gilmer.

---

Orr, Blankenship & Ewing,  
P.A.

---

1895-1st April rules bill  
filed Spa Executed &  
Decree Nisi

11 2nd April Decree Nisi  
Confd & Cause set for  
hearing by Plaintiff



against

Depts.

On the Calling of this Cause, it being ad-  
mitted that the plaintiffs claim had been  
paid, but perhaps there is another party  
interested who has a claim against the  
defendant. It is ordered that this cause  
be dismissed as to said plaintiff  
and that he recover against the defend-  
ant, G. B. Gibner, any accrued costs not  
heretofore paid.

(over)



O. b. Lee ass.  
vs J. Deane  
J. C. Gilmer

Entered on C. C. B.  
P. 458. 6

And the cause is continued as to said  
other interested party.

Enter this decree  
H. C. W. Shum  
Nov 15th 1900.



O.C.Lee, Assignee,

vs. ( In Chancery.

G.C.Gilmer.

This cause came on this day to be heard upon the papers formerly read and the report of renting by commissioner E.W.R.Ewing, and there being no exceptions to said report, the same having been filed the required length of time, and was argued by counsel, upon consideration ~~where~~ thereof, it is ordered, adjudged and decreed that said renting be and the same are hereby confirmed; and it appearing to the court that said commissioner has collected the rental notes and now has in his hands the sum of \$105.00 going to C.B.Gilmer, one of the lien creditors, it is further ordered that said commissioner pay the same over to said Gilmer; and it further appearing to the court that the costs and remainder of rental money has been properly disbursed by said commissioner, it is further ordered that said disbursements be hereby confirmed; and it is further ordered that a rule heretofore entered in this cause be dismissed. *And the cause is continued.*



O. C. Lu, Assn.,

v. Deane,

G. C. Gilmer.

Eu. COB 6 p. 114

Enter this

Wm

June 10, 98.



O. C. Lee, Assignee v. C. Plaintiff  
vs. { In Chancery } Decree.  
G. C. Gilmer Defendant.

It being suggested that E. W. R. Ewing, who was appointed a Special Commissioner ~~the~~ by decree entered herein on the 14<sup>th</sup> day of November 1895, for the purpose of renting the lands of the defendant to pay the debts in said decree set out, has rented said lands, but has never filed his report thereof; that said renting was not, however, made in accordance with the requirements of said decree; & that said Commissioner has collected and probably has in his hands certain sums <sup>of money</sup> which should be paid to the plaintiff; on motion of the plaintiff, by counsel, a rule is hereby <sup>awarded</sup> against the said Ewing, <sup>returned to the first day of the next term of</sup> to show cause, if any he can, why he has not filed his report of renting, why he did not make said renting in accordance with the requirements of said decree, and why he has not paid the money collected by him to the plaintiff, or a sufficiency thereof to satisfy the plaintiff's judgment reported in said cause. The clerk of this court will



B. C. Lee, Assoc.

B. B. Deane

G. L. Gilman -

Ex. C. O. B. No. 6 p. 92.

Enter this decree

November 10<sup>th</sup> 1897

M. J. M.

make copies of this decree and deliver the same to the Sheriff of Lee County who will serve the same on the said E. W. R. Ewing, and make return of the manner in which he has executed the same.



O. C. Lee, assignee, etc, Plaintiff.

Against----(----In-----Chancery.

G. C. Gilmer, Defendant.

This cause came on again this day to be heard upon the papers formerly read in the cause and the report of commissioner L. T. Hyatt, filed October 14, 1895, which was a sufficient length of time, and the exception to said report of M. G. Ely, Attorney for W. P. Horton, Adm'r, &c., and was argued by counsel: On consideration whereof the court being of opinion that said exception is well taken the same is sustained, and it is ordered, adjudged and decreed that the said report of said commissioner Hyatt and statement "A" therewith filed be, and are hereby confirmed. It is further ordered, adjudged, and decreed that the lien creditors recover from the defendant in the priority and the amounts as follows, to-wit:

W. P. Horton, Administrator, &c., \$11.39; O. C. Lee, assignee, &c., \$67.30 with interest on \$59.34 part thereof from the 6th day of Nov. 1895, <sup>until paid</sup> and the costs of this suit; C. B. Gilmer \$316.31 with interest on \$200.00 part thereof from the 6th day of Nov. 1895, until paid. It is

further ordered, adjudged and decreed that unless the foregoing debts together with all accrued interest and costs as well as the costs of this suit be paid within thirty days from the adjournment of this court then E. W. R. Ewing, who is hereby appointed a special commissioner for the purpose shall after having <sup>given</sup> bond as required by law in the sum of \$1000.00 before the Clerk of this court, and after having advertised the lands shown to belong to the defendant in the bill and proceedings mentioned for at least thirty days by written <sup>or printed</sup> notices posted at the

front door of the Court House of this county and in the vicinity of <sup>on some Court day at the front door of the Court</sup> said land the terms, time and place, proceed to rent the said land

or so much thereof as may be necessary to pay the above decreed debts, interest and costs and commissions of <sup>renting</sup> ~~sale~~ for the shortest length time possible so that the same does not exceed five years, requiring the

costs of this suit and the commissions of sale to be paid cash in hand

and for the residue he will take bonds with approved security bearing interest from date payable <sup>annually</sup> to himself as commissioner. And he shall

report his action to a future term of this court and this cause is continued.

House of this County



O. le. Lee, Ass., &c.

vs. J. Deane for Rent.

H. le. Gilman.

---

Agreed.

O. B. P. 291

Enter this

M. J. M.

Nov. 14, 1895



O.C.Lee

vs.

In Chancery.

G.C.Gilmer.

This cause came on this day to be heard upon the bill of the plaintiff and the exhibits therewith, and process duly executed on the plaintiff, and was argued by counsel:

On consideration where<sup>of</sup> the plaintiff failing to appear, plead or answer the said bill the same is taken for confessed; and it is ordered adjudged and decreed that L.T.Hyatt, who is hereby appointed a special commissioner for the purpose, do take and state an account of the liens against the lands of the said defendant, the priorities of the said liens<sup>to</sup> to whom due; and said commissioner will also ascertain and report the lands<sup>of the defendant</sup>, or any interest therein, liable to be subjected to these liens, where they are situated and the rental value per annum. He will also report any thing which he thinks proper, or which he is required to report by any of the parties in interest. Said commissioner will report to some future term of this court. And this cause is continued.



O. C. Lee

r. } Decree.

J. C. Gilmer.

Spa. 25-

Copy 13

Receipt 18

fil bill 15-

atty 10

dict 18

rules 100

Tax 150

Decree 36 June

" 36 Nov

Spis 75-

J. C. 40

fil R 15-

Colinda 300

10.51

471

15.22

16.42

31.64

Entered in  
Chancery Order  
Book Page 224  
Enter.

W L M

June 13, 1890



Wm P. Horton Attn. etc Plff.

vs { Decree for ~~sale~~ rental,

G. C. Gilmer Def.

This cause came on this day to be heard on the bill taken for confessed as to the defendant G. C. Gilmer. Summons process had been duly served, he still failing to appear and plead, answer and demur to the said bill and was argued by counsel. On consideration whereof the court doth adjudge, order and decree that the plaintiff recover of the defendant the sum of \$22<sup>00</sup> with int. thereon from the 13th day of April 1881 till paid and \$1<sup>00</sup> costs. And it is further adjudged, ordered and decreed that unless the defendant G. C. Gilmer, or some one for him pay to the plaintiff the aforesaid sum within ten days from the rising of this court, that M. G. Ealy who is hereby appointed a special commissioner for the purpose, on some court day rent the lands in the bill mentioned enough to satisfy said claim, to the highest bidder, after having first duly advertised the same for at least 30 days by posting written notices on the front door of the court house and in the vicinity of said land, the terms of said rental shall be costs of suit and sale paid down, and balance due in one & two years to be evidenced by bond of purchaser with approved security payable to said court but before rental commissioner will execute bond in the penalty of \$100. pursuant to law, and report to court and the cause is continued,



W. P. Horton Admited

W. P. Horton Admited.

H. C. Gilmour

Entered Nov. 11<sup>th</sup> 1893.

Cha. O. B. page 515

Enter this

Nov. 18<sup>th</sup> 1893.

H. S. K. M.







C. B. Gilmer \$316.31 with interest on  
\$200.00 part thereof from the 6<sup>th</sup> day of Nov  
1895 until paid: It is further ordered ad-  
judged and decreed that unless the foregoing  
debts together with all accrued interest and  
Costs as well as the Costs of this suit be  
paid within thirty days from the adjourn-  
ment of this Court then E W R Ewing who  
is hereby appointed a special Comr for the  
purpose, shall after having given bond  
as required by law in the sum of \$1000.00,  
before the Clerk of this court, and after hav-  
ing advertised the lands shown to belong  
to the defendant in the bill mentioned for  
at least thirty days by written or printed  
notices posted at the front door of the Court  
house of this county, and the vicinity of said  
land the terms time and place proceed to  
rent on some Court day at the front door  
of the Court house of this county the said  
land for the shortest as may be necessary  
to pay the above decreed debts interest and  
Costs and Commissions of renting for the  
shortest length of time possible so that  
the same does not exceed five years re-  
quiring the Costs of this suit and the  
Commissions of renting to be paid in



hand and for the residue he will take  
bonds with approved security bearing in-  
terest from date payable annually to him-  
self as Commissioner, and he shall re-  
port his action to a future term of  
this Court. And this Cause is Continued

A Copy Teste A B Munsey Clerk



O. O. Lee assignee  
vs Copy of Deed  
G. B. Gilmer

Executed Jan 23<sup>d</sup>  
1876 by deliverin-  
an office Copy of  
the within Sumas  
to E. W. R. Ewing  
this Jan 23<sup>d</sup>

Wm. P. Weston  
1876

Copy for E. W. R. Ewing  
C. 1.25



Virginia

At a circuit Court Continued and  
held for Lee County at the Court-house  
thereof on Thursday June 13<sup>th</sup> 1895.

O to Lee

Peff

vs  
G L Gilmer

Deft

In Chancery

This Cause Came on this day to  
be heard upon the bill of the plaintiff  
and exhibits therewith, and process duly  
executed on the plaintiff, and was argued  
by Counsel. On Consideration whereof  
the defendant failing to appear, plead or  
demur to the said bill the same is taken  
for Confessed, and it is ordered adjudged  
and decreed that L T Hyatt who is hereby  
appointed a Special Commissioner for  
the purpose, do take and State an account  
of the liens against the lands of the said  
defendant the priorities of the said liens to  
whom due and the said Commissioner  
will also ascertain and report the land  
of the defendant or any interest therein  
liable to be subjected to these liens, where  
they are situated, and the rental value  
per annum. He will also report any  
thing which he may think proper or  
which he is required to report by any  
of the parties in interest. Said Commission-  
er will report to some future term of  
this Court. And this Cause is Continued.  
A Copy Teste A B Mursey, Clerk



O. C. Lee  
vs } Copy of Decree  
G. C. Gilmer.

Executed by delivering  
a copy of the within  
Decree to L. T. Hyatt.  
this Sept 2-1893.  
J. M. Weston L.S. for  
J. M. P. Weston S. G. C.

C. 75<sup>cts</sup>  
Copy for L. T. Hyatt



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O.C.Lee, Assignee &c.,

Plaintiff.

vs.

In Chancery.

G.C.Gilmer,

Defendant.

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To the Honorable W.T.Miller, Judge of the Circuit Court for Lee County, Virginia:

Your undersigned Commissioner, appointed by a decree of your honor's court rendered in the above styled cause on the 15th day of June 1895, begs leave to submit the following report

Your commissioner advertised that on the 30th day of November 1895 he would perform the duties required by said decree. A copy of said advertisement is filed as a part hereof, with the return of the Sheriff thereon.

On the day mentioned in the notice aforesaid your commissioner was at the place mentioned in said notice, but none of the parties appeared, the plaintiff having gone to get a wife, and the plaintiff deeming it unnecessary to be present.

Your commissioner however examined the records on that day and ascertained from the Judgment Lien Dockets the list of liens which are found on another paper, showing the priorities, amount with interest calculated up to the 6th day of November 1895, and to whom due.

Your commissioner adjourned his sitting until the 10th of October when the plaintiff took the deposition of the defendant which deposition is herewith filed as a part hereof.

Your commissioner ascertains that the said G.C.Gilmer owns the lands described by him in his deposition in answer to question 2.

Your commissioner ascertains that said lands will, in five years renting, rent for a sum sufficient to pay the liens against said lands, to wit: for the sum of \$225.00 per annum at least.

The judgment in favor ~~of~~ of R.P.Stewart for J.E.Richmond & Co., is fully satisfied as shown by endorsement on the Execution Book, page 169, in the office of the Clerk of the Circuit Court.



There is nothing in the records to show that the judgment in favor of Wm.P.Horton, Admr.&c. has been settled, but the evidence of Dr.Gilmer tends to show that said judgment was improperly obtained, and the papers in the chancery cause tend also to show the same, I mean the chancery cause of Wm.P.Horton Admr.etc vs. G.C.Gilmer.

Your commissioner files herewith Statements "A" and "B" of liens against the lands of the defendant, showing in each case the priorities of said liens, the amounts thereof and to whom due.

Your commissioner considers the statements B the correct one, & finds the total amount of liens to be \$409.61 including costs of this suit.  
Respectfully submitted,

L. I. Hyatt.

Special Commissioner.



To G.C.Gilmer:

You will please take notice that on Monday the 30th day of ~~30~~ September 1895, at the Law office of Duncan & Hyatt, in Jones~~ville~~ville, Va., I will proceed to execute the decree of the Circuit Court of Lee County, rendered in the chancery cause of O.C.Lee vs. G.C.Gilmer on the 13th day of June 1895.

I am required by said decree to ascertain and report:

First:--The liens against the lands of the said G.C.Gilmer, showing their amounts, priorities, and to whom due.

Second:--The lands owned~~d~~ by the said Gilmer liable to be subjected to said liens, where said lands are situated, and the rental value per annum.

Third:--Any other matter deemed proper, or required by any party in interest.

Please be present at time and place and do what may be necessary to protect your interest in said cause.

Very truly yours &c.

*L. J. Hyatt*  
Comm.



O. C. Kee.

to <sup>Wm</sup> Chy.

G. C. Gilmer

Notice of Court's  
sitting

Executed Sept 28, 91-

by delivering  
a true copy  
of the within  
notice

to G. C. Gilmer

and to whom due

notice has been given

and to whom due

notice has been given

I am restrained by said decree to accept and report:

As G. C. Gilmer on the 15th day of June 1892.

Court of the County, rendered in the presence of O. C. Kee

At the, W. C. I will proceed to execute the decree of the Court

September 1892, at the law office of Lincoln & Ward, in January

You will please take notice that on Monday the 10th day of the

to G. C. Gilmer:



Gilmer Geo. C. ads. Lien

Notes taken from Records.

R. P. Stewart for J. B. Richmond & Leo. Scott Co. vs -  
Judgment for \$110.20 Int from June 28<sup>th</sup> 1874  
till paid & the costs. C. 4.50 A. 2.50 S 50¢

Cr. 40.00 Jan. 21 1875; \$20.00 July 13 1875;  
\$3.00 Jan. 13 1876; \$4.50 Feb. 26 1876 \$13.76 July  
30<sup>th</sup> 1877; \$10.00 Mar. 30 1880. = Aug 28. 1880  
Lien Docket 2 p. 79. Lee Circuit Court  
Ex. 169.

Wm P. Horton admr. &c. -

Judgment of Lee Circuit Court. decree - Costs  
C. 5.64 S. 50 Atty 3.00 Co. C. 25 -  
J. C. D. 3. p. 54

W. B. Gilmer - Lee Circuit Ct. June 7 1895  
Judgt. for \$200.00 int from Jan 11 1887  
until paid costs c. 3.23 Tax 1.00 Atty 2.50  
Co. C. 25 - S. 50 - J. C. D. 3 p. 96.

3.23	5.64
2.50	5.50
1.50	5.00
.25	.25-
<hr/> 6.48	<hr/> \$11.39



O. L. Lee, assignee vs  
Judgment of Lee Circuit Court Nov.  
7. 1894. for \$83.93 int from 19 Dec 881  
acosto c. 4.71 S. 50 Atty 2.50 co. c. 25.  
J. L. D. 3 p 82.

4.71
.50
2.50
.25-
<hr/>
\$7.96



O.C.Lee, Assignee &c.

Plaintiff.

vs.

In Chancery.

G.C.Gilmer,

Defendant.

Office of Duncan & Hyatt, Jonesville, Va. Oct.10th 1895.

The deposition of G.C.Gilmer, a witness of lawful age, taken before me, L.T.Hyatt, Comr.in the above styled cause, to be used by hi m in determining the matters referred to him by a decree of the Circuit Court of Lee County, rendered in said cause on ~~th~~ the 13th day of June 1895.

The witness, G.C.Gilmer, being first duly sworn, deposes as follows:

Ques.1.for plaintiff.--Are you the defendant in this suit?

Ans.-- I am.

Ques.2. for same.--Please state what lands you own in the State of Virginia, and where said lands are situated?

Ans.--I own 20 acres of land in the Turkey Cove near the Seminary, lying on the North side of the main road adjoining the lands of John E.Barker and S.S.Slemp. This tract is a part of the land formerly owned by James F.Jones, sold by A.L.Pridemore Comr. in the chancery of Gose's Exrs.vs.Jones et als., purchased by P.M.Reasor, and sold by said Reasor to me. No deed has ever yet been made to me, but the purchase money has been fully paid. I also own a tract of 61 3/4 acres of land, which is also a part of the lands formerly belonging to J.F.Jones. This land was ~~n~~ also sold by Comr.Pridemore, purchased by Manasha A.Jones, and sold by her to me, the deed for which has been prepared as I have been informed, but has never been delivered to me. This land lies near the tract first spoken of, but on the ~~North~~ South side of the main road, and on the North side of Wallen's Ridge, adjoining the lands of J.E.Barker and C.H.&Crochett Jones.

Ques.3.for same.--What do you consider a fair cash rental value per annum for both of said tracts of land?

Ans.--The 61 3/4 acre tract would reasonably rent for \$125. per year, in fact I have rented it for that sum. The other tract i s a very valuable one and would reasonably rent for from \$100.00 to 150.00 per annum.



Ques.4.- There appears on the Judgment Lien Docket in the Clerk's Office of the county Court for Lee County, the following Judgments: R.P.Stewart for J.E.Richmond & Co. \$110.20 and i nt. and cost; a judgment in favor of Wm.P.Horton Admr.&c.for \$10.75 costs; a judgment in favor of C.B.Gilmer for \$200.00 &c. Please state whether any or all of said judgments have been paid

Ans.--The first of said judgments has been fully paid and I have a receipt in full against it, and I understand that it is marked satisfied in full on the Execution Book in the Office of the Clerk of the Circuit Court. The Judgment in favor of Wm.P. Horton, Admr.&c., is, I think, an improper one, and one that should not be paid by me. It was rendered in a chancery cause by the Circuit Court and came about in this way: The execution ~~was in the hands of H.L.Flanary, at the time~~, issued by the Justice of the Peace, was in the hands of H.L.Flanary, ~~at the time~~ Constable, or, as I understood it, a renewal thereof, at the time the spa.in chancery was served on me. And as I recollect I paid it and got a receipt in full ~~before~~ from said H.L.Flanary, Constable, before the Nov . Term 1893, of the Circuit Court. I will get the receipt of Mr .Flanary and file it with this deposition. The receipt \$ shows the date of the payment to H.L.Flanary. And said Judgement as I remember it was paid before the decree was rendered. The Attorney of W.P.Horton Admr. had an execution issue for said costs, placed it in the hands of L.M.Wade Deputy sheriff of this County for collection, and I presented the receipt of Flanary constable to him and I have never heard anything further in reference to it until now. The judgment in favor of C.B.Gilmer is unpaid.

And further thin deponent saith not.

Geo. C. Gilmer

The foregoing deposition taken, subscribed and sworn to before me on this, the 10th day of October 1895.

--- L. T. Wyatt ---



A list showing the liens against the lands of G.C.Gilmer,  
the amounts thereof with interest calculated up the the 6th day  
of November 1895, their priorities, and to whom due.

-----  
Statement "A".  
-----

First in order of priority.--A decree of the  
Circuit court of Lee County, rendered at the  
March term 1894, in favor of

Wm.P.Horton, admr. &c. for costs.....\$11.39

(See Judgment Lien Docket No.5.p.54.)

-----  
Second in order of priority.--A Judgment of  
the Circuit Court for Lee County, rendered at  
the November term 1894, in favor of

O.C.Lee, assignee &c. for.....\$85.93

Int.thereof from Dec.19/'81 to Oct.28/'87....29.50

Amount due Oct.28/ '87.....113.43

Creditt off Oct.28/ '87.....-30.00

Balance as of Oct.28/ '87.....83.43

Int.thereon from Oct.28/'87 to May 12/ '88..2.70

Amount due May 12/ '88.....86.13

Credit off May 12/ '88.....18.00

Balance as of May 12/ '88.....68.13

Int. from May 12/'88 to Mch.21/'89.....3.51

Amount due March 21/'89.....71.64.

Credit off as of March 21/'89.....10.00

Balance as of March 21/'89.....61.64

Int.there from Mch.21/'89 to Sept.5/ '89....1.66

Amount due as of Sept.5/ '89.....63.50

Credit off as of Sept.5/'89.....20.00

Balance due as of Sept.5/'89.....43.50

Int.thereon from Sept.5/89 to Nov.6/'95.....16.04

Amount due as of Nov.6/ '95.....59.54

costs of law suit.....7.96

Costs of this suit, say.....50.00

Total.....\$97.50

Amount carried over.....\$110.69



Amount brought over.....\$110.69

Third. In order of priority.--A judgment of  
the Circuit Court for Lee County, rendered at  
the June term 1895, in favor of,

C.E.Gilmer, for.....\$200.00

Int.thereon from Jan.11/'87 to Nov.6/'95...105.83

Principal and int.to Nov.6/ '95.....505.83

Costs of suit at law..... 6.48      \$512.51

Total amount of liens.....\$425.00

-----  
Statement "B", which your commissioner considers the correct one

-----o-----

First.--- Judgment as in statement "A"

in favor of O.C.Lee, Ass.&c., the plaintiff.....\$59.54

costs of law suit..... 7.96

costs of this suit,say,..... 50.00

97.50

-----  
Second.--Judgment as in statement "A" in foavor of

C.E.Gilmer, Principal and interest..... 505.83

costs of suit at law..... 6.48

512.51

Total liens including costs of this suit est.      \$409.61



O. C. Lee, Assignee &c.

Report of R. T.  
v3 } Hyatt, S. Coun.

G. C. Gilman,

Showing lands owned by  
deft., liens against said  
land, the amounts thereof,  
their priorities, and to  
whom due, and the an-  
nual rental value of said  
lands.

Filed Oct. 14<sup>th</sup> 1895 -

A. B. Munsey, Clerk.

Costs: -

Sheriff serving notice 50

Serve summoning writ. 20

Court taking acct. \$4.50

Total - \$5.20

This report is filed to in so far as it reports that  
the judgment in favor of Mr. R. T. Hyatt, assignee, is  
should not be allowed. The fact being that the judgment  
not settle the judgment to the extent that the assignee  
shown to have his land as is shown by proceedings  
in the case of 1. v. 2. He then claims to  
be a claimant, and is claiming for the same. It is  
to be confirmed, but it is not to be confirmed. It is  
in various before stated. Mr. B. C. Gilman, atty for  
Mr. R. T. Hyatt, assignee.



Southwest Virginian, {  
Jonesville Va. }

# The Commonwealth of Virginia,

To the Sheriff of the County of Lee Greeting:

We command you to summon

*G. B. Gilmer and*  
*J. A. G. Hyatt*

to appear at the Clerk's office of our Circuit Court of the County of Lee, at the court-house thereof, at the

Rules to be holden for said court, on the *3rd* Monday in *May*, 189*7*, to answer

*E. W. R. Ewing Commissioner in the Case of*  
*O. C. Lee assignee &c vs G. B. Gilmer*

of a plea of

*Debt \$245 <sup>65</sup>/<sub>100</sub>*

Damage *Two hundred forty five <sup>65</sup>/<sub>100</sub>* Dollars. And have then there this writ.

Witness, A. B. MUNSEY, Clerk of our said court, at the court-house, the *20th* day of

*April* 189*7*, and in the 12/*st* year of the Commonwealth.

*A. B. Munsey* Clerk.



E. M. R. Ewing Comr

vs { Summons in action of  
Debt

G. C. Gilmer et al

E. M. R. Ewing p. q.

2nd May Rules,

1897 Circuit Court.

26"  
Executed in part on April 26<sup>th</sup> 1897. by  
delivering a true copy of the within ad-  
mons to the within subscribed J. R. G. Hyatt  
on the 21<sup>st</sup> of April 1897. by deliver-  
ing a true copy of the within ad-  
mons to the within subscribed  
G. C. Gilmer on the  
21<sup>st</sup> of April 1897.  
by delivering a true  
copy of the within  
admons to the within  
subscribed J. R. G. Hyatt & J. R. G. Hyatt  
on the 21<sup>st</sup> of April 1897.  
J. R. G. Hyatt & J. R. G. Hyatt  
J. R. G. Hyatt & J. R. G. Hyatt

33.60  
67.38  
25  
31.73  
Executed in part on April 26<sup>th</sup> 1897. by  
delivering a true copy of the within ad-  
mons to the within subscribed J. R. G. Hyatt  
on the 21<sup>st</sup> of April 1897. by deliver-  
ing a true copy of the within ad-  
mons to the within subscribed  
G. C. Gilmer on the  
21<sup>st</sup> of April 1897.  
by delivering a true  
copy of the within  
admons to the within  
subscribed J. R. G. Hyatt & J. R. G. Hyatt  
on the 21<sup>st</sup> of April 1897.  
J. R. G. Hyatt & J. R. G. Hyatt  
J. R. G. Hyatt & J. R. G. Hyatt

Jas. M. Hester D. S. for  
J. R. G. Hyatt & J. R. G. Hyatt



O.C. Lee, assignee

88 5 12  
87 10 28  
6 14

.03  
.0023  
.0323  
8343  
28029  
16686  
25029  
2694.789

89 3 21  
88 5 12  
10 9

.05-  
0015-  
.0515-  
68.13  
34065-  
6813  
34065-  
3508.695

89 9 3  
89 3 21  
5 12

.025-  
.002  
.027  
61.64  
43148  
12328  
166428  
95- 11 6  
89 9 3  
6 2 3  
.36  
.01  
0005-  
.3705-  
3330  
181150  
11115-  
1115-  
12339.50

Judgment for  
Int. from Dec 19/81 to Oct 28/87

83.93  
29.50  
113.43

Cred off Oct 28/87

50.00  
83.43

Int from Oct 28/87 to May 12/88

2.70  
86.13

Cred it off May 12/88

18.00  
68.13

Int from May 12/88 to March 21/89

3.51  
71.64

Cred it off March 21/889

10.00  
61.64

Int from March 21/89 to Sept 3/89

1.66  
63.30

Cred off Sept 3/89

20.00  
33.30

Int. from Sept 3/89 to Nov 6/95

12.34  
\$45.64

3705  
43.30  
111150  
11115-  
14820  
16042.650

95- 11 6  
89 1 11  
8-9-25-

.48  
.048-  
.00427  
.52927  
200  
105.83  
105.83  
200.00  
305.83



# The Commonwealth of Virginia,

To the Sheriff of the County of Lee---Greeting:

WE COMMAND YOU, That you summon

*G. L. Gilmer*

to appear at the Clerk's Office of the Circuit Court of the County of Lee, at the rules to be held for the said

Court on the *1st* Monday in *April*, 189*8*, to answer a bill in Chancery,

exhibited against *him* in our said court by

*O. L. Lee*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house, the

*26<sup>th</sup>* day of *March*

189*8*, and in the 11 *9th* year of the

Commonwealth.

*A. B. Munsey*

Clerk.



O. C. Lee

vs.

{ SUPCENA  
IN CHANCERY.

G. C. Gilmer

Orr. B. & Ewing p. q.

To 1st April Rules,  
Circuit Court.

Executed ch. ch.  
the 30<sup>th</sup> 1895 by  
delivering a copy  
of the within  
sums to G. C.  
Gilmer this ch. ch.  
the 30<sup>th</sup> 1895  
L. ch. Wade D. S. for  
G. C. Gilmer  
S. L. C.



O. C. Lee, Ass.

vs.  $\frac{3}{2}$  Chy.

Geo. C. Gilmer

1895 4<sup>th</sup> day of the month of  
1<sup>st</sup> month of the year  
11<sup>th</sup> month of the year  
and month of the year  
2<sup>nd</sup> month of the year  
1<sup>st</sup> month of the year

Peffs Costs  
C 3.86x  
Tax 1.50x  
Shff 1.70  
atty 15.00  
Comr 4.50  
Estimdr 5.00  
\$31.56

R. T. Hyatt, Comr